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**FEE TRANSMITTAL****for FY 2000**

Patent fees are subject to annual revision.

Small Entity payments **must** be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.TOTAL AMOUNT OF PAYMENT (\$)**740.00****Complete if Known**

|                      |                    |
|----------------------|--------------------|
| Application Number   |                    |
| Filing Date          | February 11, 2002  |
| First Named Inventor | Mitchell J. Hubert |
| Examiner Name        |                    |
| Group / Art Unit     |                    |
| Attorney Docket No.  | 004027.00019       |

**METHOD OF PAYMENT** (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **19-0733**Deposit Account Name **Banner & Witcoff, LTD** Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

2.  Payment Enclosed:

 Check     Money Order     Other**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description        | Fee Paid      |
|----------------------------|----------------------------|------------------------|---------------|
| 101 690                    | 201 345                    | Utility filing fee     | <b>740.00</b> |
| 106 310                    | 208 155                    | Design filing fee      |               |
| 107 480                    | 207 240                    | Plant filing fee       |               |
| 108 690                    | 208 345                    | Reissue filing fee     |               |
| 114 150                    | 214 75                     | Provisional filing fee |               |

**SUBTOTAL (1) (\$)** **740.00****2. EXTRA CLAIM FEES**

| Extra Claims                | Fee from below   | Fee Paid               |
|-----------------------------|------------------|------------------------|
| Total Claims <b>3</b>       | -20** = <b>0</b> | x <b>18</b> = <b>0</b> |
| Independent Claims <b>1</b> | - 3** = <b>0</b> | x <b>80</b> = <b>0</b> |
| Multiple Dependent          |                  | = <b>0</b>             |

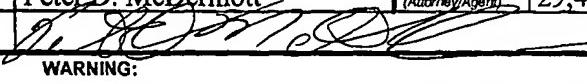
\*\* or number previously paid, if greater; For Reissues, see below

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  |
|----------------------------|----------------------------|--|
| 103 18                     | 203 9                      | Claims in excess of 20                                     |
| 102 78                     | 202 39                     | Independent claims in excess of 3                          |
| 104 260                    | 204 130                    | Multiple dependent claim, if not paid                      |
| 109 78                     | 209 39                     | ** Reissue independent claims over original patent         |
| 110 18                     | 210 9                      | ** Reissue claims in excess of 20 and over original patent |

**SUBTOTAL (2) (\$)** **0.00****3. ADDITIONAL FEES**

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid    |
|----------------------------|----------------------------|--|-------------|
| 105 130                    | 205 65                     | Surcharge - late filing fee or oath  | <b>0.00</b> |
| 127 50                     | 227 25                     | Surcharge - late provisional filing fee or cover sheet                     | <b>0.00</b> |
| 139 130                    | 139 130                    | Non-English specification  | <b>0.00</b> |
| 147 2,520                  | 147 2,520                  | For filing a request for reexamination                                     | <b>0.00</b> |
| 112 920*                   | 112 920*                   | Requesting publication of SIR prior to Examiner action                     | <b>0.00</b> |
| 113 1,840*                 | 113 1,840*                 | Requesting publication of SIR after Examiner action                        | <b>0.00</b> |
| 115 110                    | 215 55                     | Extension for reply within first month                                     | <b>0.00</b> |
| 116 380                    | 216 190                    | Extension for reply within second month                                    | <b>0.00</b> |
| 117 870                    | 217 435                    | Extension for reply within third month                                     | <b>0.00</b> |
| 118 1,360                  | 218 680                    | Extension for reply within fourth month                                    | <b>0.00</b> |
| 128 1,850                  | 228 925                    | Extension for reply within fifth month                                     | <b>0.00</b> |
| 119 300                    | 219 150                    | Notice of Appeal   | <b>0.00</b> |
| 120 300                    | 220 150                    | Filing a brief in support of an appeal                                     | <b>0.00</b> |
| 121 260                    | 221 130                    | Request for oral hearing   | <b>0.00</b> |
| 138 1,510                  | 138 1,510                  | Petition to institute a public use proceeding                              | <b>0.00</b> |
| 140 110                    | 240 55                     | Petition to revive - unavoidable   | <b>0.00</b> |
| 141 1,210                  | 241 605                    | Petition to revive - unintentional   | <b>0.00</b> |
| 142 1,210                  | 242 605                    | Utility issue fee (or reissue)   | <b>0.00</b> |
| 143 430                    | 243 215                    | Design issue fee   | <b>0.00</b> |
| 144 580                    | 244 290                    | Plant issue fee  | <b>0.00</b> |
| 122 130                    | 122 130                    | Petitions to the Commissioner  | <b>0.00</b> |
| 123 50                     | 123 50                     | Petitions related to provisional applications                              | <b>0.00</b> |
| 126 240                    | 126 240                    | Submission of Information Disclosure Stmt                                  | <b>0.00</b> |
| 581 40                     | 581 40                     | Recording each patent assignment per property (times number of properties) | <b>0.00</b> |
| 146 690                    | 248 345                    | Filing a submission after final rejection (37 CFR § 1.129(a))              | <b>0.00</b> |
| 149 690                    | 249 345                    | For each additional invention to be examined (37 CFR § 1.129(b))           | <b>0.00</b> |
| Other fee (specify) _____  |                            |  | <b>0.00</b> |
| Other fee (specify) _____  |                            |  | <b>0.00</b> |

\*Reduced by Basic Filing Fee Paid **SUBTOTAL (3) (\$)** **0.00****SUBMITTED BY**

|                   |   |                                   |        |           |                |
|-------------------|---|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Peter D. McDermott  | Registration No. (Attorney/Agent) | 29,411 | Telephone | 1-617-227-7111 |
| Signature         |  |                                   |        |           |                |
| Date              | <b>13 Feb 2002</b>  |                                   |        |           |                |

**WARNING:**

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0851-0034  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Request  
for  
Continued Examination (RCE)  
TransmittalAddress to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/074,814        |
| Filing Date            | February 13, 2002 |
| First Named Inventor   | Hubert            |
| Art Unit               | 1751              |
| Examiner Name          | Webb, Gregory E.  |
| Attorney Docket Number | 8036 (1) US       |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
ii.  Other \_\_\_\_\_

b.  Enclosed

- i.  Amendment/Reply  
ii.  Affidavit(s)/Declaration(s)

- iii.  Information Disclosure Statement (IDS)  
iv.  Other \_\_\_\_\_

## 2. Miscellaneous

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)  
b.  Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  
The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-1346. I have enclosed a duplicate copy of this sheet.

- i.  RCE fee required under 37 CFR 1.17(e)  
ii.  Extension of time fee (37 CFR 1.136 and 1.17)  
iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ \_\_\_\_\_ enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |                        |                  |                  |
|-------------------|------------------------|------------------|------------------|
| Signature         | <i>Gerald M. Bluhm</i> | Date             | January 20, 2005 |
| Name (Print/Type) | Gerald M. Bluhm        | Registration No. | 44,035           |

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature *Brenda T. Letourneau*

|                   |                             |      |                  |
|-------------------|-----------------------------|------|------------------|
| Name (Print/Type) | <i>Brenda T. Letourneau</i> | Date | January 20, 2005 |
|-------------------|-----------------------------|------|------------------|

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

02 FG:1801  
03/30/2005 AKELLEY 00000011 190-2  
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